

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent
Inventor(s): Chiu et al.
Patent. No.: 7,639,839
Issued: Dec. 29, 2009
Appln. No.: 10/815,389
Filing Date: Mar. 31, 2004
Conf. No.: 7581
Title: EXTRACTING VIDEO REGIONS
OF INTEREST

PATENT

Art Unit: 2624
Examiner: Strege, John B.
Atty. Docket No.: FXPL-01093US0

Customer No. 23910

**REQUEST FOR RECONSIDERATION OF
PATENT TERM ADJUSTMENT UNDER 37 C.F.R. §1.705(d)**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Patentee hereby requests reconsideration of the revised patent term adjustment (PTA) indicated in the Issue Notification mailed December 9, 2009.

The fee pursuant to 37 C.F.R. § 1.18(e) is submitted as follows:

<u> X </u>	Application fee for patent term adjustment due to examination delay under §1.705. \$200.00.
<u> </u>	Request for reinstatement of all or part of the patent term reduced under §1.704(b). \$400.00.

Statement of Facts

In accordance with § 1.705(b)(2), the following facts are set forth below:

1. The correct patent term adjustment should be 1151 days and the basis for the adjustment is § 1.702(a).
2. The relevant dates under § 1.703(a)-(e) for which an adjustment is sought are as follows:

In addition to the above statement of facts:

<u>03/31/2004</u>	Applicants filed the subject application.
<u>11/13/2007</u>	The USPTO mailed the first non-final office action, incurring a delay of <u>896</u> PTA days.

- 12/29/2009 The USPTO issued the subject patent, incurring a delay of 481 days, bringing the total PTA days to 1377.
- X The total PTA days is further reduced for the overlap of 226 days for the period between the 36 month date for issuing the patent (April 1, 2007) and the date the USPTO issued the first office action (November 13, 2007), bringing the total PTA days to 1151.
- X The above referenced application/patent is not subject to a Terminal Disclaimer.
- X Under § 1.704, there were no circumstances during the prosecution of the above referenced application/patent constituting a failure to engage in reasonable efforts to conclude processing or examination of such application.

In view of the above, Patentee respectfully submits that the correct patent term adjustment is 1151 days.

The Commissioner is hereby authorized to charge the required fees of \$200.00 and any underpayment of fees or credit any overpayment to Deposit Account No. 06-1325.

Respectfully submitted,

Date: January 28, 2010

By: /Rex Hwang/
Rex Hwang
Reg. No. 56,206

FLIESLER MEYER LLP
650 California Street, 14th Floor
San Francisco, CA 94108
Telephone: (415) 362-3800
Customer No. 23910